

AMENDED

No. 73383

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office OCT 24 2005

Returned to applicant for correction NOV 23 2005

Corrected application filed DEC 02 2005

Map filed DEC 02 2005 under 73382T

The applicant **Dalton Livestock** hereby makes application for permission to change the manner of use of a portion of water heretofore appropriated under Permit #35534 (Certificate #11835)

1. The source of water is **Underground**
2. The amount of water to be changed **0.009 c.f.s. (4.2 g.p.m.)(1.0 acre of irrigated land)**
3. The water to be used for **stockwatering (300 cattle)**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **same as existing**
6. The existing permitted point of diversion is located within **Lot 2, Section 4, T.34N., R.62E., M.D.M. from which the NE section corner of said Section 4, bears N. 48° 50' 21" E., 1,954.95 ft. distant.**
7. Proposed place of use **same as existing**
8. Existing place of use **NW¼ Section 3, NE¼ Section 4, T.34N., R.62E., M.D.M. (1.0 acre in the NW corner of Lot 2, Section 4 to be stripped)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **February 1 to October 31** of each year.
11. Description of proposed works **drilled and cased well (existing); submersible pump and motor, storage tank, pipeline system to stock troughs.**
12. Estimated cost of works **estimate \$5,000.00**
13. Estimated time required to construct works **existing well (see log #16768)**
14. Estimated time required to complete the application of water to beneficial use **two years**
15. Remarks: **This well is being retired and replaced for irrigation purposes. The additional proposed stock watering facility will improve herd management in the non-irrigation season. Estimated days of stock watering usage: 215 days.**

s/ William A. Nisbet
By **William A. Nisbet, Agent**
421 Court Street
Elko, NV 89801

Compared gkl/sam bcm/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use of a portion of the waters of an underground source as heretofore granted under Permit 35534, Certificate 11835 is issued subject to the terms and conditions imposed in said Permit 35534, Certificate 11835 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount, which can be applied to beneficial use, and not to exceed 0.009 cubic feet per second, but not to exceed 4.0 acre-feet for the watering of 300 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 1, 2007

Proof of completion of work shall be filed on or before:

June 1, 2007

Water must be placed to beneficial use on or before:

May 1, 2010

Proof of the application of water to beneficial use shall be filed on or before:

June 1, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 1st day of May, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____